

Wetlands Bureau Decision Report

Decisions Taken
06/23/2003 to 06/27/2003

DISCLAIMER:

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

APPEAL:

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 20 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to Brian Fowler, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

MAJOR IMPACT PROJECT

2003-00144 BREEZY POINT CONDO ASSOCIATION ANTRIM Franklin Pierce Lake

Requested Action:

Rip rap 287 linear feet of shoreline to stabilize bank erosion and protect community drinking water supply on an average of 1,780 linear feet of frontage on Franklin Pierce Lake, Antrim

Conservation Commission/Staff Comments:

Letter dated May 6, 2003, PSNH grants permission to perform the shoreline restoration project within the 20 foot setback on property owned by PSNH.

Franklin Pierce Lake is designated an artificial impoundment in accordance with the Official list of Public Waters in New Hampshire.

Inspection Date: 04/03/2003 by Jeffrey D Blecharczyk

APPROVE PERMIT:

Rip rap 287 linear feet of shoreline to stabilize bank erosion and protect community drinking water supply on an average of 1,780 linear feet of frontage on Franklin Pierce Lake, Antrim

With Conditions:

1. All work shall be in accordance with plans by Thayer R. Fellows P.E., revised May 29, 2003, as received by the Department on June 5, 2003.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
4. The applicant shall notify in writing NHDES Wetlands Bureau and the Antrim Conservation Commission of their intention to commence construction no less than five (5) business days prior to the commencement of construction.
5. Work shall be done during drawdown.
6. Rocks shall not be stockpiled in jurisdiction.
7. No machinery shall be used within DES jurisdictional areas on the Property during the construction.
8. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
9. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
10. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
11. Rip-rap shall be located landward of the shoreline at the normal high water, where practical, and shall not extend more than 10 feet lakeward of that line at any point.
12. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
13. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
14. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
15. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
16. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
17. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
18. No stumps shall be removed within 50 feet of the reference line per RSA 483-B (see attached fact sheet).

With Findings:

1. This project proposes to rip rap 287 linear feet of shoreline and is therefore a major impact project per Administrative Rule Wt 303.02(h), projects that disturb more than 200 linear feet, measured along the shoreline of a lake or pond or its banks.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on April 3, 2003. Field inspection confirmed extensive bank erosion resulting in the potential for degradation to Franklin Pierce Lake and the loss of a water supply well.
6. The public hearing is waived with the finding that the project impacts will not significantly impair the resources of this lacustrine system.
7. DES considers this shoreline stabilization project to be a benefit to the lacustrine system.
8. The Official List of Public Waters in New Hampshire identifies Franklin Pierce Lake as an artificial impoundment (man-made) and is not labeled as a great pond. The lake was created by the construction of a dam on privately owned land and thus not considered a public water body. Therefore, this project does not require Governor and Council approval.
9. The soils at the project site are classified as Monadnock stony fine sandy loam (143B), in which cut banks are considered unstable unless shored up.

2003-00719 BLADECKI, JOSEPH
HOLDERNESS Squam Lake

Requested Action:

Remove three existing 4 ft x 24 ft seasonal docks and install four 6 ft x 30 ft seasonal docks on an average of 585 ft of frontage on Little Squam Lake.

Conservation Commission/Staff Comments:

Computer map is not at a useable scale. Digitized from tax map.

Con. Com. did not respond to application.

APPROVE PERMIT:

Remove three existing 4 ft x 24 ft seasonal docks and install four 6 ft x 30 ft seasonal docks on an average of 585 ft of frontage on Little Squam Lake.

With Conditions:

1. All work shall be in accordance with plans by Lisa Bladecki dated June 12, 2003, as received by the Department on June 13, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. The existing seasonal docks shall be removed prior to the installation of the new seasonal docks.
5. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. Seasonal piers shall be removed for the non-boating season.
9. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
10. These shall be the only structures on this water frontage and all portions of the structures shall be at least 20 ft from the abutting

property lines or the imaginary extension of those lines into the water.

11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a major project per Rule Wt 303.02(d), construction of a major docking facility.
2. The applicant has an average of 585 feet of frontage along Little Squam Lake.
4. A maximum of 8 slips may be permitted on this frontage per Rule Wt 402.14, Frontage Over 75'.
5. The proposed docking facility will provide 8 slips as defined per Rule Wt 101.07, Boatslip, and therefore meets Rule Wt 402.14.
6. Public hearing is waived based on field inspection, by NH DES staff, on June 2, 2003, with the finding that the project impacts will not significantly impair the resources of Little Squam Lake.

MINOR IMPACT PROJECT

2001-00592 ANASTAISI, JOHN
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Request name change to John Anastasi and amend permit to allow increased dock length.

Conservation Commission/Staff Comments:

Moultonborough CC intervened but no comments received.

APPROVE NAME CHANGE:

Change name to John Anastasi, 22 Boutwell Rd, Andover, MA 01810 and amend permit to read:

Remove an unauthorized 6 ft x 25 ft seasonal pier, remove an 8 ft x 8 ft section from an existing 8 ft x 22 ft wharf, and install a 4 ft x 30 ft seasonal pier on an average of 105 ft of frontage on Toltec Point, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Center Harbor Dock & Pier dated May 13, 2003, as received by the Department on June 11, 2003.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. This permit shall not preclude the Department of Environmental Services from taking any enforcement action or revocation action if the Department of Environmental Services later determines that the "existing structures" were not previously permitted or grandfathered.
4. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
5. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.
6. This shall be the only structure on this water frontage all portions of the wharf shall be at least 4 ft from abutting property lines or the imaginary extension of those lines into the water and all portions of the finger shall be at least 16 ft from abutting property lines or the imaginary extension of those lines into the water.
7. The seasonal pier shall be removed from the lake for the non-boating season.
8. No portion of the pier shall extend more than 38 feet from the shoreline at full lake elevation.
9. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new

application and further permitting by the Bureau.

10. The 8 ft x 8 ft section of wharf shall be completely removed from the jurisdiction of the Wetlands Bureau prior to the installation of the 4 ft x 30 ft pier.

11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).
2. This project is classified as a minor impact project per Rule Wt 303.03(d), modification of a 2 slip docking facility which is in part permanent.
3. In accordance with Rule Wt 402.22, Modification of Existing Structures, any modification to an existing structure shall result in a reduction in the environmental impact, construction surface area or number of slips provided.
4. The proposed modification will result in no increase in environmental impacts or number of slips provided by the legally existing docking facility. However, it will result in a 4 sq ft reduction in construction surface area, and therefore meets Rule Wt 402.22.
5. The proposed modification will increase the distance of the finger pier from the abutter from a 6 ft encroachment to a 16 ft setback from the property line.
6. This approval shall not preclude the Department's ability to pursue enforcement relative to the unauthorized 6 ft x 25 ft seasonal pier.

2001-02169 PAM REALTY TRUST
LONDONDERRY Cohas Brook

Requested Action:

Amend permit to reduce wetland impacts from 10,358 sq. ft. to 5,040 sq. ft. resulting from change in site plans from a 17-lot residential subdivision to a retirement housing community.

Dredge and fill a total of 5,040 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a roadway with culvert crossings to access a retirement housing community on a 50.63 acre parcel of land.

The project will include 7,824 sq. ft. of wetlands restoration and 20,444 sq. ft. of upland restoration to previously impacted areas on site.

Name Change to: Apple Blossom Estates, LLC, PO Box 6376, Nashua, NH 03063.

Conservation Commission/Staff Comments:

Londonderry Conservation Commission voted to recommend approval of the revised and amended project.

APPROVE AMENDMENT:

Amend permit to reduce wetland impacts from 10,358 sq. ft. to 5,040 sq. ft. resulting from change in site plans from a 17-lot residential subdivision to a retirement housing community.

Dredge and fill a total of 5,040 sq. ft. of palustrine forested/ scrub-shrub wetlands to construct a roadway with culvert crossings to access a retirement housing community on a 50.63 acre parcel of land.

The project will include 7,824 sq. ft. of wetlands restoration and 20,444 sq. ft. of upland restoration to previously impacted areas on site.

Name Change to: Apple Blossom Estates, LLC, PO Box 6376, Nashua, NH 03063.

With Conditions:

1. All work shall be in accordance with plans by Hayner/Swanson, Inc. dated 27 February 2003, as received by the Department on March 13, 2003.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit shall not be effective until it has been recorded with the Rockingham County Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
4. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for other construction activities.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.

6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
8. Proper headwalls shall be constructed within seven days of culvert installation.
9. Culvert outlets shall be properly rip rapped.
10. Work shall be done during low flow.
11. This amended permit, dated June 23, 2003, supercedes all previous NH DES Wetlands Bureau approvals and/or amemdments.

Compensatory Mitigation:

1. This permit is contingent upon the restoration of 7,824 sq. ft. of wetlands and 20,444 sq. ft. of upland previously impacted on this site in accordance with plans and narrative received by the Department March 13, 2003.
2. The schedule for restoration of the previously impacted areas shall coincide with site construction unless otherwise considered and authorized by the Wetlands Bureau.
3. Wetland restoration areas shall be properly constructed, landscaped, monitored and remedial actions taken that may be necessary to create functioning wetland areas similar to those of the wetlands impacted by the previous construction activities. Remedial measures may include replanting, relocating plantings, removal of invasive species, changing soil composition and depth, changing the elevation of the wetland surface, and changing the hydraulic regime.
4. The permittee shall designate a qualified professional who will be responsible for monitoring and ensuring that the mitigation areas are constructed in accordance with the mitigation plan. Monitoring shall be accomplished in a timely fashion and remedial measures taken if necessary. The Wetlands Bureau shall be notified in writing of the designated professional prior to the start of work and if there is a change of status during the project.
5. The permittee or a designee shall conduct a follow-up inspection after the first growing season, to review the success of the mitigation area and schedule remedial actions if necessary. A report outlining these follow-up measures and a schedule for completing the remedial work shall be submitted by December 1 of that year. Similar inspections, reports and remedial actions shall be undertaken in at least the second and third years following the completion of each mitigation site.
6. Wetland restoration areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.
7. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.
8. A post-construction report documenting the status of the completed project with photographs shall be submitted to the Wetlands Bureau within 60 days of the completion of construction.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2002-01121 DOLCE, JAMES & LESLIE
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Replace 72 feet of existing retaining wall with 72 feet of rip rap; remove 3 sections of retaining wall totalling 64 feet; and install a 1.5 foot wide by 33 foot long drainageway on 375 feet of frontage.

APPROVE PERMIT:

Replace 72 feet of existing retaining wall with 72 feet of rip rap; remove 3 sections of retaining wall totalling 64 feet; and install a 1.5 foot wide by 33 foot long drainageway on 375 feet of frontage.

With Conditions:

1. All work shall be in accordance with plans by Miracle Farms Landscape Contractors site plan as received by the Department on April 21, 2003 and riprap detail as received by the Department on June 9, 2003.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to surface waters and wetlands.
5. Work shall be conducted in a manner that avoids excessive discharges of sediments to fish spawning areas.
6. Rip-rap shall be located landward of the shoreline at the normal high water, where practical, and shall not extend more than 2 feet lakeward of that line at any point.
7. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
8. Plantings in the revegetated area shall:
 - a. Meet or exceed the density of shrubs and trees that existed prior to the removal of the berm.
 - b. Be comprised of 90% native and naturalized species.
 - c. Achieve a 90% survival rate for one year.
 - d. Be completed during the next planting season.
9. The Department shall be notified in writing upon completion of the revegetation.

With Findings:

1. This project modifies a previous permit that included restoring a large area of beach on these parcels.
2. Modifications to the berm and drainage near the norther property line have been granted by the abutter
3. Modifications to the drainage way will greatly reduce an existing erosion problem.
4. The retaining walls to be removed are not contributing to the stability of the site.
5. Replacing the retaining walls with riprap will reduce the overall impact to jurisdictional arias.

2002-02473 WALKER, DAVID & DEBRA
SPRINGFIELD Unnamed Wetland

Requested Action:

Approve name change to: William and Cynthia Harrington, PO Box 10, Springfield NH 03284 per request received 6/20/03.

Conservation Commission/Staff Comments:

The conservation commission recommends approval in their letter dated October 30, 2002.

APPROVE NAME CHANGE:

Dredge and fill 3182 sq ft of forested wetland and install a 15 inch x 37 foot culvert for driveway access to a single family residence.

With Conditions:

1. All work shall be in accordance with plans by Riverside dated October 25, 2002, as received by the Department on November 12, 2002.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
5. Proper headwalls shall be constructed within seven days of culvert installation.
6. Culvert outlets shall be properly rip rapped.

7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
9. Work shall be done during low flow.

With Findings:

1. This permit transfer is issued in accordance with NH Administrative Rule Wt 502.03(b).

2002-02739 NORTH HAVERHILL WATER & LIGHT DISTRICT
NORTH HAVERHILL Clark Brook

Requested Action:

Amend permit to include 1,320 square feet of temporary wetland impact to install an 8" water line as an improvement over the previously proposed piping scheme, and to remove 235 square feet of wetland impact proposed at "Area #6" for installing a new supply well and water line.

Inspection Date: 02/06/2003 by Craig D Rennie

APPROVE AMENDMENT:

Amend permit to read: Impact approximately 8,980 square feet within jurisdiction to upgrade the existing water system for North Haverhill and improve the water quality. Work will include replacing an existing deteriorated cast iron water main with a new water main and constructing a new water storage tank and supply well. Temporary impacts will include 2,510 square feet within the bed and banks of Clark Brook at two locations (impacting 120 linear feet), 80 square feet within an intermittent stream (impacting 12 linear feet), and 510 square feet within palustrine scrub shrub/emergent wetland. Additional work will include filling 4,560 square feet of palustrine forested wetland to construct a water storage tank and temporarily impacting 1,320 square feet of palustrine emergent wetland to install a new 8" water line.

With Conditions:

1. All work shall be in accordance with plans and revisions by Provan & Lorber, Inc dated December 2002 and June 2003, as received by the Department on December 27, 2002 and June 10, 2003.
2. The applicant shall notify in writing NHDES Wetlands Bureau and the Haverhill Conservation Commission of their intention to commence construction no less than five (5) business days prior to the commencement of construction.
3. Any further alteration of areas that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Construction shall be inspected by a qualified wetland scientist, erosion control specialist, or professional engineer to ensure that appropriate protective measures are properly implemented, including those outlined in the plans and documents supporting this permit application and the conditions of this authorization.
6. Work shall be done during low flow or dry conditions.
7. No work within the bed and banks of Clark Brook shall be allowed from April through June to minimize disturbance to nesting and emerging wood turtles.
8. All work within flowing streams shall be conducted in the dry using a dam and flume or dam and pump method.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. All in-stream work shall be conducted in a manner that minimizes the duration of construction in the watercourse. The NHDES Wetlands Bureau shall be notified in writing where in-stream construction exceeds 48 continuous hours.
11. The applicant shall notify NHDES Wetlands Bureau within twenty-four (24) hours of an erosion event resulting in sediment entering a wetland or surface water.

12. All stream bed and banks shall be restored to a stable condition and shall be restored to the same as or better than pre-construction conditions.
13. Dredged material shall be stockpiled outside of any area that is within the jurisdiction of the DES Wetlands Bureau.
14. Temporary impacts to wetlands shall be restored and reseeded with a wetland seed mix upon project completion.
15. Wetland restoration of temporary impact areas shall have at least 75% successful establishment of wetlands vegetation after two (2) growing seasons, or they shall be replanted and re-established until a functional wetland is replicated in a manner satisfactory to the DES Wetlands Bureau.
16. All additional temporary workspace outside of the approved construction right-of-way shall be located at least 20 ft. from any wetland or watercourse or the further approval of the NHDES Wetlands Bureau shall be obtained prior to use of the workspace.
17. A post-construction report documenting status of the restored sites shall be submitted to the Wetlands Bureau within six (6) weeks of the completion of construction.
18. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This project is considered a Minor Project per NH Administrative Rule Wt 303.04(f) and (l), as impacts are less than 20,000 square feet to wetlands and less than 200 linear feet to stream channels.
2. The need for the proposed impacts are necessary to upgrade the existing water system for North Haverhill and to improve the water quality and system efficiency.
3. The project, as approved and conditioned, has met the intent of Rule Wt 302.03 regarding the avoidance and minimization of wetland impacts.
4. NHI identified that a species of concern (wood turtles) have been documented downstream of the proposed crossing of Clark Brook. NH Fish & Game Dept. recommended that no work within the bed and banks of Clark Brook be allowed from April through June to minimize disturbance to nesting and emerging wood turtles.
5. Wetlands Bureau staff inspected the sites on 2/6/03 and found that the temporary impacts associated with the crossing of Clark Brook will not significantly impact the resources of this riparian system.

2003-00064 DUFFY, JOHN & ANTOINETTE
DEERFIELD Pleasant Lake

Requested Action:

Relocate and rebuild an existing 8 ft x 18 ft, dry storage boathouse and stabilize 22 linear ft of shoreline on an average of 100 ft of frontage on Pleasant Lake, Deerfield.

Conservation Commission/Staff Comments:

The Deerfield Conservation Commission signed the minimum impact expedited application.

APPROVE PERMIT:

Relocate and rebuild an existing 8 ft x 18 ft, dry storage boathouse and stabilize 22 linear ft of shoreline on an average of 100 ft of frontage on Pleasant Lake, Deerfield.

With Conditions:

1. All work shall be in accordance with plans by Beaver Brook Environmental Consultants dated October 14, 2002, as received by the Department on January 13, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
4. Rip-rap shall be located landward of the shoreline at the normal high water, where practical, and shall not extend more than 2 feet lakeward of that line at any point.

5. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
6. The boathouse shall be a single-story structure.
7. No portion of the boathouse may be converted to any use other than storage for boat or boat accessories.
8. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
10. Repairs shall maintain existing size and configuration.
11. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
12. The boathouse shall be reconstructed completely within the property of the applicant.
13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(a).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The abutter has provided a signed, notarized approval for the relocation of the boat storage facility.

2003-00073 ECNH REALTY LLC
CONCORD Unnamed Wetland

Requested Action:

Dredge and fill 3552 sq ft of wetland to construct access to a proposed industrial building including the installation of a 24-inch x 45 ft culvert.

Conservation Commission/Staff Comments:

The conservation commission has no objection to the proposed permit.

APPROVE PERMIT:

Dredge and fill 3552 sq ft of wetland to construct access to a proposed industrial building including the installation of a 24-inch x 45 ft culvert.

With Conditions:

1. All work shall be in accordance with plans by Richard Bartlett and Associates dated December 19, 2002, and revised through March 5, 2003, as received by the Department on April 7, 2003.
2. This permit is contingent on approval by the DES Site Specific Program.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. Work shall be done during low flow.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment into the wetlands and conservation easement area.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction,

and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

7. Proper headwalls shall be constructed within seven days of culvert installation.
8. Culvert outlet shall be properly rip rapped.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
10. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(h) Projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Wt 303.04(f).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The north east access will be approximately 15 ft from the abutting property (Concord, Tax Map 121, Block 1 Lot 10).
6. The applicant has submitted a letter of permission from the affected abutter pursuant to Rule Wt 304.04, Setback from Property Lines.

2003-00135 FERNAN, EDWARD & BARBARA
CHICHESTER Unnamed Wetland

Requested Action:

Dredge and fill 4,400 square feet and install a 24-inch x thirty foot culvert for the construction of a driveway to access a single family building lot.

Conservation Commission/Staff Comments:

The conservation commission did not comment on this project.

APPROVE PERMIT:

Dredge and fill 4,400 square feet and install a 24-inch x thirty foot culvert for the construction of a driveway to access a single family building lot.

With Conditions:

1. All work shall be in accordance with plans by Rockingham County Conservation District dated May 2003, as received by the Department on June 6, 2003.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. Work shall be done in no flow conditions.
5. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
8. This permit is contingent upon the restoration of approximately 300 square feet of wetlands.
9. The restoration shall coincide with driveway construction unless otherwise considered and authorized by the Wetlands Bureau.

10. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. Stabilization mulch within wetland jurisdiction shall be straw. No hay shall be used
13. The permittee shall attempt to control invasive, weedy species such as purple loosestrife (*Lythrum salicaria*) and common reed (*Phragmites australis*) by measures agreed upon by the Wetlands Bureau if the species is found in the mitigation areas during construction and during the early stages of vegetative establishment.

With Findings:

1. This is a Minor Project per Administrative Rule Wt 303.03(h), projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Wt 303.04(f).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on April 11, 2003. Field inspection determined that the proposed project meets the intent of RSA 482-A and Rules Wt 100-700 by crossing the wetlands in the previously disturbed location and maintaining hydrology of the wetland system.

2003-00361 MOYNAHAN, JOHN & SUSAN
NEW DURHAM Meerymeeting Lake

Requested Action:

Install a 6 ft x 30 ft seasonal hinged dock adjacent to an existing 4 ft x 21 ft 6 in seasonal pier attached to an existing 12 ft x 7 ft 4 in deck in the bank on an average of 380 ft of frontage on Merrymeeting Lake, New Durham.

Conservation Commission/Staff Comments:

The New Durham Conservation Commission signed this application.

APPROVE PERMIT:

Install a 6 ft x 30 ft seasonal hinged dock adjacent to an existing 4 ft x 21 ft 6 in seasonal pier attached to an existing 12 ft x 7 ft 4 in deck in the bank on an average of 380 ft of frontage on Merrymeeting Lake, New Durham.

With Conditions:

1. All work shall be in accordance with plans by Kathy Armstrong dated January 30, 2003, as received by the Department on February 28, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. Seasonal piers shall be removed for the non-boating season.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.

9. These shall be the only docks on this water frontage and all portions of the docks shall be at least 20 ft from the abutting property lines or the imaginary extension of those lines into the water.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of a 4-slip seasonal docking structure.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The location of this docking structure is deemed the least impacting alternative in this situation because of the natural topography of the shoreline and an existing pathway to the location.

2003-00476 BENNETT & BENNETT, INC
HILLSBOROUGH Unnamed Wetland

Requested Action:

Dredge and fill approximately 15,210 square feet of palustrine forested wetlands to provide access to 9 lots of a 12 lot subdivision. Preservation of approximately 13.43 acres of conservation land comprised of 5.6 acres of wetlands and 7.83 acres of uplands.

Conservation Commission/Staff Comments:

Owner of Lot 362, Map 11J has given consent for work within the 20 foot setback.

No comment from the Conservation Commission

Inspection Date: 04/16/2003 by Jeffrey D Blecharczyk

APPROVE PERMIT:

Dredge and fill approximately 15,210 square feet of palustrine forested wetlands to provide access to 9 lots of a 12 lot subdivision. Preservation of approximately 13.43 acres of conservation land comprised of 5.6 acres of wetlands and 7.83 acres of uplands. per plans received on 06/05/2003.

With Conditions:

1. All work shall be in accordance with plans by Bennett & Bennett, Inc. dated June 5, 2003, as received by the Department on June 12, 2003.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
4. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #3 of this approval.
5. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau.
6. Work shall be done during low flow.
7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
8. Culvert outlets shall be properly rip rapped.
9. Proper headwalls shall be constructed within seven days of culvert installation.
10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing

season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

Wetland preservation:

12. This permit is contingent upon the execution of a conservation easement on 13.43 acres as depicted on plans received June 12, 2003.

13. The conservation easements to be placed on the preservation areas shall be written to run with the land, and both existing and future property owners shall be subject to this easement.

14. The plan noting the conservation easement with a copy of the final easement language shall be recorded with the Registry of Deeds Office for each appropriate lot. A copy of the recording from the County Registry of Deeds Office shall be submitted to the DES Wetlands Bureau prior to the start of construction.

15. The applicant shall prepare a report summarizing existing conditions within the conservation area. Said report shall contain photographic documentation of the easement area, and shall be submitted to the DES and the grantee prior to construction to serve as a baseline for future monitoring of the easement area.

16. The conservation easement area shall be surveyed by a licensed surveyor, and marked by monuments [stakes] prior to construction.

17. The Wetlands Bureau shall be notified of the placement of the easement monuments to coordinate on-site review of their location prior to construction.

18. There shall be no removal of the existing vegetative undergrowth within the easement area and the placement of fill, construction of structures, and storage of vehicles or hazardous materials is prohibited.

19. Activities in contravention of the conservation easement shall be construed as a violation of RSA 482-A, and those activities shall be subject to the enforcement powers of the Department of Environmental Services (including remediation and fines).

With Findings:

1. This project will impact 15,210 sq ft of jurisdictional wetlands and therefore is a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 sq ft of nontidal wetlands.

2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.

3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.

4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

5. DES Staff conducted a field inspection of the proposed project on April 16, 2003. Field inspection determined relocation for access to one lot would reduce impacts.

6. Plans submitted on June 12, 2003, provided the least impacting alternatives as discussed during the site inspection on April 16, 2003.

7. Applicant has provided approximately 51% of the total property for conservation.

8. The owner of Lot 399, Map 11J has submitted a letter to DES dated March 14, 2003, providing the applicant with the right to conduct work within the 20 foot setback.

2003-00549 SKIFFINGTON, JOSEPH
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Permanently remove 500 sq ft of breakwater and repair the remaining 50 ft breakwater with a 20 ft gap to the shoreline, extend 4 ft wide cantilevered pier to 39 ft accessed by an existing 4 x 19 ft walkway, and construct a 4 ft x 25 ft piling pier connected to the existing pier by a 4 ft x 17 ft piling pier in a "Y" configuration. Excavate 598 sq ft to construct a 30 ft x 19 ft 6 in perched beach surrounded by 80 linear ft of stone wall with 4 ft wide stairs accessing the water on an average of 152 ft of frontage on Long Island, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had reservations about project impacts to bank & potential for erosion.

APPROVE PERMIT:

Permanently remove 500 sq ft of breakwater and repair the remaining 50 ft breakwater with a 20 ft gap to the shoreline, extend 4 ft wide cantilevered pier to 39 ft accessed by an existing 4 x 19 ft walkway, and construct a 4 ft x 25 ft piling pier connected to the existing pier by a 4 ft x 17 ft piling pier in a "Y" configuration. Excavate 598 sq ft to construct a 30 ft x 19 ft 6 in perched beach surrounded by 80 linear ft of stone wall with 4 ft wide stairs accessing the water on an average of 152 ft of frontage on Long Island, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by David M. Dolan Associates, PC revised June 5, 2003, as received by the Department on June 9, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
4. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
5. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line (Elevation 504.32). Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
10. No more than 16 cu yd of sand may be used and all sand shall be located above the normal high water line.
11. This permit shall be used only once, and does not allow for annual beach replenishment.
12. The applicant shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
13. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
14. Rocks shall not be stockpiled in jurisdiction.
15. No rocks shall be dredged or deposited within 20 feet of an abutting property line or the imaginary extension of that line into the water.
16. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
17. These shall be the only structures on this water frontage and all portions of the structures shall be at least 20 ft from the abutting property lines or the imaginary extension of those lines into the water.
18. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
19. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a major impact project per Administrative Rule Wt 303.02(j), modification of a breakwater.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The modified breakwater will more closely conform to the current Wetlands Program Code of Administrative Rules.
6. The applicant has an average of 152 feet of shoreline frontage along Lake Winnepesaukee.
7. A maximum of 3 slips may be permitted on this frontage per Rule Wt 402.14, Frontage Over 75'.

8. The proposed docking facility will provide 3 slips as defined per RSA 482-A, and therefore meets Rule Wt 402.14.
9. A site inspection on June 4, 2003, revealed that 24 trees had been cut, almost 50% of the basal area pursuant to RSA 483-B.
10. A public hearing is waived based on field inspection, by NH DES staff, on June 4, 2003, with the finding that the project impacts will not significantly impair the resources of Lake Winnepesaukee.

-Send to Governor and Executive Council-

2003-00617 SEARS, STEVEN
ALTON Lake Winnepesaukee

Requested Action:

Permanently remove an 8 ft x 10 ft deck over the water and construct a 6 ft x 30 ft crib supported pier on an average of 82 ft of frontage on Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objection to the project.

APPROVE PERMIT:

Permanently remove an 8 ft x 10 ft deck over the water and construct a 6 ft x 30 ft crib supported pier on an average of 82 ft of frontage on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Diversified Marine Construction dated January 15, 2003, as received by the Department on April 7, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. This permit is for one crib with a maximum size not to exceed 6 feet long by 6 feet wide and of such height as necessary to support the docking structure above the water level.
8. Crib material shall be timber, concrete, or other material approved by the Department of Environmental Services, and of such size and spacing as necessary to completely contain the ballast.
9. Stockpiling of rocks shall not occur in jurisdiction.
10. This shall be the only structure on this water frontage and all portions of the structure shall be at least 20 ft from the abutting property lines or the imaginary extension of those lines into the water.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), modification of a permanent docking structure.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted a field inspection of the proposed project on May 30, 2003. Field inspection determined there were some crib piers in the vicinity, with the possibility of ledge outcroppings.

2003-00662 WILTON-LYNDEBOROUGH YOUTH CENTER
WILTON Stony Brook

Requested Action:

Fill approximately 2,250 square feet of a man-made pond and construct a 75 foot retaining wall to provide safe access to a swim wall

Conservation Commission/Staff Comments:

No comments submitted from the Conservation Commission.

APPROVE PERMIT:

Fill approximately 2,250 square feet of a man-made pond and construct a 75 foot retaining wall to provide safe access to a swim wall

With Conditions:

1. All work shall be in accordance with plans by the applicant, as received by the Department on April 14, 2003.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Work shall be done during drawdown.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
8. No fill shall be done for lot development.
9. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This project will fill in 2,250 sq ft of a man-made pond and is therefore a minor impact project per Administrative Rule Wt 303.03(h), alteration of less than 20,000 sq ft of nontidal surface waters and its banks.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff concluded this project is not in public waters or a great pond.
6. DES determined there will be no adverse impacts to the environment as a result of this project.

2003-00714 CRABTREE JR, ROBERT
MOULTONBOROUGH Lake Winnepesaukee

Requested Action:

Construct two 6 ft x 50 ft piling piers connected by a 6 ft x 12 ft walkway in a U-shaped configuration, install an 11 ft x 16 ft seasonal boatlift, and a 12 ft x 25 ft seasonal canopy over the center slip on an average of 200 ft of frontage on Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. disagreed with project, as it did not address Wt Rule 402.07(b)(2)

APPROVE PERMIT:

Construct two 6 ft x 50 ft piling piers connected by a 6 ft x 12 ft walkway in a U-shaped configuration, install an 11 ft x 16 ft seasonal boatlift, and a 12 ft x 25 ft seasonal canopy over the center slip on an average of 200 ft of frontage on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Diversified Marine Construction revised June 9, 2003, as received by the Department on June 9, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. Seasonal boatlifts shall be removed for the non-boating season.
8. Canopies shall be of flexible fabric, have no sides and shall be removed for the non-boating season.
9. These shall be the only structures on this water frontage and all portions of the dock shall be at least 20 ft. from the abutting property lines or the imaginary extension of those lines into the water.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of a 3-slip permanent docking structure.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant and DES staff verified the need for the 50 ft length per Wt 402.02(c).

2003-00717 TROOP, ROBERT & CYNTHIA
MEREDITH Lake Winnepesaukee

Requested Action:

Extend existing 6 ft x 30 ft piling pier to 34ft in length, relocate existing 3-piling ice cluster 7 ft lakeward, permanently remove four tie-off pilings, retain a 10 ft x 14 ft seasonal boatlift, and a 8 ft x 10 ft seasonal double jet ski lift along an existing 7 ft x 52 ft wharf on an average of 153 ft of frontage on Meredith Bay, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objection to the project.
Seasonal boatlift has been installed prior to approval of permit.

APPROVE PERMIT:

Extend existing 6 ft x 30 ft piling pier to 34ft in length, relocate existing 3-piling ice cluster 7 ft lakeward, permanently remove four tie-off pilings, retain a 10 ft x 14 ft seasonal boatlift, and a 8 ft x 10 ft seasonal double jet ski lift along an existing 7 ft x 52 ft wharf on an average of 153 ft of frontage on Meredith Bay, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Watermark Marine Construction revised June 16, 2003, as received by the Department on June 20, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. Boating accessories such as seasonal boatlifts and seasonal canopies shall be removed from jurisdiction for the nonboating season.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
9. These shall be the only structures on this water frontage and all portions of the structures shall be at least 20 ft from the abutting property lines or the imaginary extension of those lines into the water.
10. There shall be no more than two seasonal boatlifts, and one seasonal dual PWC lift on the frontage.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), modification of an existing 2-slip permanent docking structure.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The seasonal boatlift has been installed prior to the issuance of this permit.

2003-00878 BESSER, JOHN
ALTON Lake Winnepesaukee

Requested Action:

Permanently remove an unauthorized 11 ft 3 in x 12 ft 3 in deck over the water and two existing tie-off pilings, and install a 5 ft x 24 ft seasonal floating dock hinged on two fender pilings, adjacent to an existing 7 ft x 12 ft crib pier extending from a 15 ft x 15 ft deck on an average of 152 ft of frontage on Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objections to the project, however, they questioned the size of the structure compared to one permitted before.

APPROVE PERMIT:

Permanently remove an unauthorized 11 ft 3 in x 12 ft 3 in deck over the water and two existing tie-off pilings, and install a 5 ft x 24 ft seasonal floating dock hinged on two fender pilings, adjacent to an existing 7 ft x 12 ft crib pier extending from a 15 ft x 15 ft deck on an average of 152 ft of frontage on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction revised June 23, 2003, as received by the Department on June 25, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. The noncompliant 11 ft 3 in x 12 ft 3 in deck shall be permanently removed out of any area that is within the jurisdiction of the DES Wetlands Bureau before the installation of the seasonal dock.
8. Seasonal piers shall be removed for the non-boating season.
9. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
10. These shall be the only structures on this water frontage and all portions of the structure shall be at least 20 ft from the abutting property lines or the imaginary extension of those lines into the water.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), installation of an additional boat slip for a total of 3 boat slips on the frontage.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The proposed modifications will result in a 3 sq ft reduction in the construction surface area and therefore meets the requirements of Rule Wt 402.22.

2003-00890 RABBITT, EDWARD
GILFORD Lake Winnepesaukee

Requested Action:

Dredge 3 cu yds of material from 204 sq ft of lake bed of an existing boat slip on an average of 135 ft of frontage on Governor's Island, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objections to project.

APPROVE PERMIT:

Dredge 3 cu yds of material from 204 sq ft of lake bed of an existing boat slip on an average of 135 ft of frontage on Governor's Island, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated May 1, 2003, as received by the Department on May 13, 2003.
2. No work is authorized to the existing 42 ft breakwater, 6 ft 30 cantilevered pier, 6 ft x 30 ft piling pier and 6 ft x 11 ft 11 in walkway.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(g), removal of no more than 3 cubic yards of material from public waters.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

**2003-00920 DEER PARK BEACH ASSOCIATION
MEREDITH Lake Winnisquam**

Requested Action:

Replace two 4 ft x 30 ft seasonal docks with two 4 ft x 45 ft seasonal docks and install a 10 ft x 14 ft seasonal boatlift on 257 ft of frontage on Winnisquam Lake.

Conservation Commission/Staff Comments:

Con. Com. had no objections to project once abutters notified.

APPROVE PERMIT:

Replace two 4 ft x 30 ft seasonal docks with two 4 ft x 45 ft seasonal docks and install a 10 ft x 14 ft seasonal boatlift on 257 ft of frontage on Winnisquam Lake.

With Conditions:

1. All work shall be in accordance with plans by Michael Cosgrove dated May 27, 2003, as received by the Department on June 2, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.

3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. All seasonal structures shall be removed for the non-boating season.
8. These shall be the only structures on this water frontage and all portions of the structures shall be at least 20 ft from the abutting property lines or the imaginary extension of those lines into the water.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), modification of an existing 4-slip seasonal docking structure.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant has provided by plan sufficient need by dated water depth every 5 ft for the 15 ft dock extensions pursuant to Wt 402.02(c).

2003-00921 ONOFRIO, DONALD L.
GILFORD Lake Winnepesaukee

Requested Action:

Repair a 74 linear ft breakwater with a 4 ft x 43 ft cantilevered pier and a 4 ft x 33 ft cantilevered pier, replace two fender pilings, and dredge 20 cu yds from existing slip for depth on an average of 246 ft of frontage on Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objections to project.

APPROVE PERMIT:

Repair a 74 linear ft breakwater with a 4 ft x 43 ft cantilevered pier and a 4 ft x 33 ft cantilevered pier, replace two fender pilings, and dredge 20 cu yds from existing slip for depth on an average of 246 ft of frontage on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated May 7, 2003, as received by the Department on May 15, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. No dredge shall occur below Elev. 500.32.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Dredged and removed material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
6. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
7. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
8. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.

9. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
10. Repair shall maintain existing size, location and configuration.
11. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04 (v)&(k), maintenance dredge and repair of a legally existing removal of no more than 20 cu yds of material from public waters.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2003-00940 SANDERS, RICHARD & BARBARA
LYMAN Post Pond

Requested Action:

Excavate 6 sq ft in the bank to construct a concrete pad to anchor a 4 ft by 20 ft seasonal dock on 700 ft of frontage on Post Pond, Lyme.

Conservation Commission/Staff Comments:

Con Com signed Expedited Application

APPROVE PERMIT:

Excavate 6 sq ft in the bank to construct a concrete pad to anchor a 4 ft by 20 ft seasonal dock on 700 ft of frontage on Post Pond, Lyme.

With Conditions:

1. All work shall be in accordance with plans by Richard Sanders dated May 17, 2003 and June 9, 2003, as received by the Department on May 21, 2003 and June 9, 2003.
2. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to installation.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Seasonal piers shall be removed from the lake for the non-boating season.
5. No portion of the pier shall extend more than 20 feet from the shoreline at full lake elevation.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(d), construction of a second dock on the frontage.

2003-00974 JACKSON, MAYNARD & BRENDA
DURHAM Little Bay

Requested Action:

Impact 6,932 square feet of upland tidal buffer zone for the removal of an existing 2-bedroom seasonal cottage and associated sewage disposal system, and the construction of a 2-bedroom year round residence, associated garage, and boat storage shed. Temporarily impact 10,713 square feet of the upland tidal buffer zone to provide a work area for the construction. Temporary and

permanent impacts for the proposed project total 17,645 square feet within the upland tidal buffer zone.

APPROVE PERMIT:

Impact 6,932 square feet of upland tidal buffer zone for the removal of an existing 2-bedroom seasonal cottage and associated sewage disposal system, and the construction of a 2-bedroom year round residence, associated garage, and boat storage shed. Temporarily impact 10,713 square feet of the upland tidal buffer zone to provide a work area for the construction. Temporary and permanent impacts for the proposed project total 17,645 square feet within the upland tidal buffer zone.

With Conditions:

1. All work shall be in accordance with plans by NH Soil Consultants, Inc. dated May 2003, as received by the Department on May 22, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon completion.
4. This permit is contingent on approval by the DES Subsurface Systems Bureau.
5. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
6. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).
7. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.
8. All temporary work areas in the tidal buffer zone shall be regarded and stabilized by seeding and mulching prior to the completion of work.
9. All plant species used for landscaping and to enhance the vegetative buffer between the structure and Little Bay shall not be listed on the Prohibited Plant Species List (see attached list).
10. Burning Bush (*Euonymus alatus*) shall not be used for landscaping and to enhance the vegetative buffer between the structure and Little Bay.

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(a), project within 100 feet of the highest observable tide line.
2. Per Wt 302.01, the applicant has demonstrated that the proposed impacts are necessary to construct a 2-bedroom year-round single-family residence.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the Department's jurisdiction per Wt 302.03, as the proposed project will replace, outside of the tidal buffer zone, the existing septic system that currently is located at a distance of fifteen feet from Little Bay.
4. The proposed project will not expand the structure in the direction of Little Bay.
5. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
6. Plantings will be added to enhance the vegetative buffer between the proposed structure and Little Bay, and will consist of any plant species that are currently listed on the Prohibited Plant List.
7. This approval is consistent with other approvals in the upland tidal buffer zone along Little Bay in Durham.

2003-01011 CUNNINGHAM, RICHARD
ALTON Lake Winnepesaukee

Requested Action:

Permanently remove existing 6 ft x 33 ft seasonal dock, and construct a 6 ft x 40 ft piling pier accessed by a 6 ft x 12 ft walkway, install 4 fender pilings to support a 12 ft x 20 boatlift and one 3-piling ice cluster on an average of 126 ft of frontage on Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objections to project.

APPROVE PERMIT:

Permanently remove existing 6 ft x 33 ft seasonal dock, and construct a 6 ft x 40 ft piling pier accessed by a 6 ft x 12 ft walkway, install 4 fender pilings to support a 12 ft x 20 boatlift and one 3-piling ice cluster on an average of 126 ft of frontage on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction dated June 3, 2003, as received by the Department on June 6, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. The existing dock shall be permanently removed from jurisdiction prior to any new construction.
5. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. These shall be the only structures on this water frontage and all portions of the dock shall be at least 20 ft. from the abutting property lines or the imaginary extension of those lines into the water.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(d), modification of an existing 2-slip docking structure.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The additional length is based on water depth requirements and sand migration concerns.

2003-01013 MORGANSTERN, BARBARA & JOHN
GILFORD Lake Winnepesaukee

Requested Action:

Dredge 16.8 cu yds from 514 sq ft of lake bed of two existing slips on an average of 216 ft of frontage on Blaisdell Point, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objections to project.

APPROVE PERMIT:

Dredge 16.8 cu yds from 514 sq ft of lake bed of two existing slips on an average of 216 ft of frontage on Blaisdell Point, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction, as received by the Department on May 27, 2003.
2. No work is authorized to the 85 ft breakwater, cantilevered piers, and 2 ft x 30 ft finger pier.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
9. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(k).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01120 SHATTUCK, EDMUND
MEREDITH Lake Winnepesaukee

Requested Action:

Remove 9 rocks presenting hazards to navigation to an existing 6 ft x 40 ft seasonal pier on an average of 255 ft of frontage on Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. did not object to application.

APPROVE PERMIT:

Remove 9 rocks presenting hazards to navigation to an existing 6 ft x 40 ft seasonal pier on an average of 255 ft of frontage on Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction revised June 25, 2003, as received by the Department on June 25, 2003.
2. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
3. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
4. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
5. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
6. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
7. Rocks removed from the lake bed shall be placed out of areas within the jurisdiction of the DES Wetlands Bureau, unless another use is specifically permitted.
8. Rocks shall not be stockpiled in jurisdiction.
9. No rocks shall be dredged or deposited within 20 feet of an abutting property line.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minor impact project per Administrative Rule Wt 303.03(g), removal of no more than 20 cubic yards of rock from public waters.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.

MINIMUM IMPACT PROJECT

2002-01277 MEADOWBROOK FARM LLC
GILFORD Unnamed Wetland

Requested Action:

Fill 1330 sq ft of three isolated wetland pockets for parking expansion.

Conservation Commission/Staff Comments:

The Gilford Conservation Commission requested more information June 25, 2002.

APPROVE PERMIT:

Fill 1330 sq ft of three isolated wetland pockets for parking expansion.

With Conditions:

1. All work shall be in accordance with plans by Steven Smith and Associates dated June 13, 2002, and revised through July 18, 2002, as received by the Department on November 25, 2002.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. This permit is contingent on approval by the DES Site Specific Program.
4. The parking areas shall be a finished gravel surface.
5. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
6. Work authorized under this permit shall be carried out between May 30 and September 1.
7. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
9. The boundaries of the wetland buffer shall be clearly marked prior to construction, shall be remain marked until construction is complete and the area is fully stabilized.
10. Orange construction fencing shall be placed at the limits of construction; siltation/erosion controls shall be installed prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
11. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
12. Erosion control and construction sequence notes on the approved plans shall be explicitly followed.
13. Within three days of final grading in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

14. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
15. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
16. Silt fencing must be removed once the area is stabilized.

With Findings:

1. This is a Minimum Project per Administrative Rule Wt 303.04(f), projects involving alteration of less than 3000 square feet in swamps or wet meadows that are not in prime wetlands or do not meet the requirements of Wt 303.02(k).
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. The detailed engineering plans accurately locate the boundary of the wetlands and prime wetlands.
6. The erosion controls, water velocity controls, grass treatment swales, stabilization methods, culvert sizing and invert elevations will protect the ability of the wetlands to retain floodwaters and silt.
7. The approved plans and conditions of the permit provide for a 240 foot buffer around the Prime Wetland area.
8. The water flows off the parking area will not change significantly from those which are currently running off the area.
9. The project as approved and constructed in adherence to the provided construction sequence, erosion controls, water treatment system and maintenance program offsets impact from any increased runoff created by the development.
10. Based on the inspection conducted on May 21, 2003 by DES Staff, the project involves minor environmental impacts.
11. The proposed parking area is currently being used for an overflow parking area. The regrading and placement of gravel will not significantly change the drainage on the site.

2002-01644 KRISTINE NIPPERT REVOCABLE TRUST
MADISON Silver Lake

Requested Action:

Proposed Amendment:

Applicant requests a revised plan to replace the location of the proposed stairs set forth in Condition #1, which was dated January 28, 2003, and received by the Department on January 30, 2003.

APPROVE AMENDMENT:

Remove non-conforming 18 ft x 8 ft 6 in perched beach with approximately 144 sq ft of fill surrounded by 30 linear ft of retaining wall and a 9 ft jetty; and replace with a 10 ft x 16 ft perched beach utilizing 10 cu yds of sand accessed by a 3 ft x 25 ft stone stairway with 3 ft stone steps recessed in the bank accessing the water on approximately 150 ft of frontage on Silver Lake.

With Conditions:

Amend Conditions to Read:

1. All work shall be in accordance with plans by Belknap Landscape Co. dated June 23, 2003, as received by the Department on June 23, 2003.
2. The restoration of the "Mulched Area" as shown on the existing conditions plan shall be completely replanted by October 1, 2003. Photographs depicting this restoration shall be submitted to the DES Wetlands Bureau by October 15, 2003. Failure to restore this area shall be considered a violation and may result in further enforcement as described in the Letter of Deficiency issued to the applicant on September 26, 2002.
3. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
4. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.

5. Dredged or excavated material shall be placed outside of the DES Wetlands Bureau jurisdiction.
6. Stone placed along the beach front for the purpose of retaining sand shall be placed above and/or landward of those rocks currently located along the normal high water line. Those rocks existing at the normal high water line shall remain otherwise undisturbed such that the natural shoreline remains identifiable.
7. The steps installed for access to the water shall be located completely landward of the normal high water line.
8. No more than 10 cu yds of sand may be used and all sand shall be located above the normal high water line.
9. This permit shall be used only once, and does not allow for annual beach replenishment.
10. The applicant shall provide appropriate diversion of surface water runoff to prevent erosion of beach area.
11. Revegetation of trees, shrubs and ground covers representing the density and species diversity of the existing stand of vegetation removed for this project shall begin at a distance no greater than 5 feet landward from the beach area.
12. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
13. No addition or alteration of the existing seasonal dock will be allowed without a permit.
14. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(d), construction of a perched beach.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2002-02224 CUMMINGS, JOHN
HOLDERNESS Squam Lake

Requested Action:

Repair approximately 102 linear feet of an existing stone retaining wall and repair concrete steps on an average of 97 feet of shoreline in Holderness on Squam Lake

Conservation Commission/Staff Comments:

No comments submitted by the Conservation Commission.

APPROVE PERMIT:

Repair approximately 102 linear feet of an existing stone retaining wall and repair concrete steps on an average of 97 feet of shoreline in Holderness on Squam Lake

With Conditions:

1. All work shall be in accordance with plans by the applicant, as received by the Department on May 22, 2003.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. This permit shall not be effective until it has been recorded with the Registry of Deeds Office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
4. Work shall be done during drawdown.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, maintained during construction, and shall remain until the area is stabilized.
6. Existing rocks which have fallen shall be used for repair. No Additional Rocks.
7. Repair shall maintain existing size, location and configuration.
8. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
9. This permit to replace or repair existing structures shall not preclude the Department of Environmental Services from taking any

enforcement action or revocation action if the Department of Environmental Services later determines that these "existing structures" were not previously permitted or grandfathered.

10. Work authorized shall be carried out such that discharges in spawning or nursery areas during spawning seasons shall be avoided, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.

11. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding areas and spawning areas shall be avoided.

12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

13. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2003-00369 ARTISTIC HOME SALES INC
HILLSBOROUGH Gould Pond

Requested Action:

Dredge and fill approximately 1,164 square feet of palustrine forested wetlands and install a 24" x 18' culvert to provide access for a single family residence

Conservation Commission/Staff Comments:

Hillsborough Conservation Commission has no objections to the proposed project though agrees a second investigation of the property is warranted based on the amount of snow cover.

Conservation Commission expressed concerns for potential cumulative impacts from future growth in the Gould Pond watershed.

APPROVE PERMIT:

Dredge and fill approximately 1,164 square feet of palustrine forested wetlands and install a 24" x 18' culvert to provide access for a single family residence

With Conditions:

1. All work shall be in accordance with plans by David M. O'Hara & Associates revised May 30, 2003, as received by the Department on June 5, 2003.

2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.

3. This permit is contingent on approval by the DES Subsurface Systems Bureau.

4. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.

5. No fill shall be done for lot development.

6. Work shall be done during low flow.

7. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.

8. Culvert outlets shall be properly rip rapped.

9. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.

10. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.

11. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 sq ft of jurisdictional wetlands.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-00720 WUTZ, PAUL
NEW LONDON Lake Sunapee

Requested Action:

Construct four 8 ft x 8 ft temporary cribs to facilitate repair of an existing 31 ft x 39 ft full crib boathouse and associated decking, in kind, on an average of 205 ft of frontage on Lake Sunapee, New London.

Conservation Commission/Staff Comments:

Con. Com. did not comment on application.

APPROVE PERMIT:

Construct four 8 ft x 8 ft temporary cribs to facilitate repair of an existing 31 ft x 39 ft full crib boathouse and associated decking, in kind, on an average of 205 ft of frontage on Lake Sunapee, New London.

With Conditions:

1. All work shall be in accordance with plans by James Dooley dated March 27, 2003, as received by the Department on April 23, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation and erosion controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
9. The four 8 ft x 8 ft temporary cribs shall be removed out of jurisdiction once work is completed.
10. Appropriate turbidity controls shall be installed prior to construction, shall be maintained during construction such that no turbidity escapes the immediate dredge area, and shall remain until suspended particles have settled and the water at the work site has returned to normal clarity.
11. No portion of the boathouse may be converted to any use other than storage for boat or boat accessories.
12. Rocks may not remain stockpiled on the frontage for a period longer than 60 days. Rocks shall not be stockpiled with 20 ft of any property line or the extension of any property line over the water.
13. Photos showing that all construction materials have been removed from the temporary stockpile area shall be submitted to the Bureau upon completion of the docking facility.
14. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.
2. The DES staff inspected the property on May 30, 2003. The inspection found the use of the temporary stockpile areas to be the least impacting practical method of repairing the structures.

2003-01041 BRESLIN, PATRICIA
RYE Atlantic Ocean

Requested Action:

Amend permit description to read: Impact 1,350 square feet of previously developed upland tidal buffer zone for the removal of an existing single-family residence, and the construction of a new single-family residence within the same general footprint.

APPROVE AMENDMENT:

Amend permit description to read: Impact 1,350 square feet of previously developed upland tidal buffer zone for the removal of an existing single-family residence, and the construction of a new single-family residence within the same general footprint.

Requested Action:

Impact 1,350 square feet of previously developed upland tidal buffer zone for the removal of an existing single-family residence, and the construction of a new single-family residence within the same footprint.

APPROVE PERMIT:

Impact 1,350 square feet of previously developed upland tidal buffer zone for the removal of an existing single-family residence, and the construction of a new single-family residence within the same footprint.

With Conditions:

1. All work shall be in accordance with plans with mylar overlay by James Verra and Associates, Inc. dated May 1, 2003, as received by the Department on June 20, 2003.
2. Any future work on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require a new application and approval by the Bureau.
3. Coastal staff shall be notified in writing prior to commencement of work and upon completion.
4. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
5. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B.
6. Appropriate siltation, erosion, and turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(b), projects in previously developed upland areas within 100 feet of the highest observable tide line.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03, as the new structure will be constructed within the same footprint as the existing structure.
4. Each of the two abutters within twenty feet of the construction have provided the applicant with their written approval of the construction on the property.

2003-01078 GILFORD, PUBLIC WORKS TOWN OF
GILFORD Lake Winnepesaukee

Requested Action:

Repair existing 8 ft x 181 ft 6 in piling pier by replacing 36 support pilings and 12 bumper pilings on an average of 180 ft of frontage on Glendale, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. had no objections to the project.

APPROVE PERMIT:

Repair existing 8 ft x 181 ft 6 in piling pier by replacing 36 support pilings and 12 bumper pilings on an average of 180 ft of frontage on Glendale, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Town of Gilford Department of Public Works revised June 20, 2003, as received by the Department on June 20, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
5. All pilings to be replaced shall be removed prior to installation of new pilings, and removed piling material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
6. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
7. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
8. This permit does not allow for maintenance dredging.
9. Repairs to these structures may be conducted, as necessary, throughout the duration of this permit provided that the permittee notifies the Wetlands Bureau and Conservation Commission, in writing, of the proposed start and completion date prior to performing any repair.
10. Repairs shall maintain existing size, location and configuration.
11. This permit to replace or repair existing structures shall not preclude the DES from taking any enforcement action or revocation action if it later determines that any "existing structures" were not previously permitted or grandfathered in their current configuration.
12. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

2003-01104 FAIRVIEW REALTY CORP, C/O DAVID WITHAM
GILFORD Lake Winnepesaukee

Requested Action:

Permanently remove one 3-piling ice cluster, one tie-off piling, and one 4 ft x 6 ft beam on an average of 50 ft of frontage on Smith Cove, Lake Winnepesaukee.

Conservation Commission/Staff Comments:

Con. Com. signed application.

APPROVE PERMIT:

Permanently remove one 3-piling ice cluster, one tie-off piling, and one 4 ft x 6 ft beam on an average of 50 ft of frontage on Smith Cove, Lake Winnepesaukee.

With Conditions:

1. All work shall be in accordance with plans by Winnepesaukee Marine Construction, as received by the Department on June 6, 2003.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds office by the Permittee. A copy of the registered permit shall be submitted to the DES Wetlands Bureau prior to construction.
3. No work is authorized to the remaining 40 ft x 40 ft boathouse and associated piers.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
6. Removed material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
7. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
8. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
9. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.
10. All activity shall be in accordance with the Comprehensive Shoreland Protection Act, RSA 483-B (see attached fact sheet).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(o), projects deemed minimum by the department based on the degree of environmental impacts.
2. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

FORESTRY NOTIFICATION

2003-01110 JOLLY, WILLIAM
GROTON Unnamed Stream

COMPLETE NOTIFICATION:
Groton Tax Map 5, Lot# 163

2003-01146 DIGGINS, JAMES
WEBSTER Unnamed Stream

COMPLETE NOTIFICATION:
Webster Tax Map 5, Lot# 2

2003-01170 WHITE MTN NTL FOREST, C/O WAYNE MILLEN
MILAN Unnamed Stream

COMPLETE NOTIFICATION:
Milan Higgins Brook Tax Map 133, Lot# 6

2003-01171 MCNAIR TRUST, ROBERT
MADISON Unnamed Stream

COMPLETE NOTIFICATION:
Madison Tax Map 5, Lot# 19-1

2003-01172 LEONARD, DIANE
DANVILLE Unnamed Stream

COMPLETE NOTIFICATION:
Danville Tax Map 3, Lot# 22

2003-01175 CASPERSEN, FINN
DORCHESTER Unnamed Stream

COMPLETE NOTIFICATION:
Dorchester Tax Map 1, Lot# 740-4

2003-01177 YOUNG, CARMYN
HILLSBOROUGH Unnamed Stream

COMPLETE NOTIFICATION:
Hillsboro Tax Map 4, Lot# 41

2003-01183 FOSS, GEORGE
EASTON Unnamed Stream

COMPLETE NOTIFICATION:
Easton Tax Map 2, Lot# 32

2003-01186 HENRY, NORMAN
KEENE Unnamed Stream

COMPLETE NOTIFICATION:
Keene Tax Map 917-12, Lot# 14

2003-01189 GREEN WOODLANDS LLC
DORCHESTER Unnamed Stream

Conservation Commission/Staff Comments:
GIS review not done.

COMPLETE NOTIFICATION:
Dorchester Tax Map 1, Lot# 110

2003-01208 SNOW, STEPHEN
BROOKFIELD Unnamed Stream

COMPLETE NOTIFICATION:
Brookfield Tax Map 38, Lot# 4 & 5

2003-01221 BLAISDELL, ROSCOE
NOTTINGHAM Unnamed Stream

COMPLETE NOTIFICATION:
Nottingham Tax Map 74, Lot# 3 & 3-1

2003-01222 LAMBERT JR, PHIL
COLEBROOK Unnamed Stream

COMPLETE NOTIFICATION:
Colebrook Tax Map R9, Lot# 111

2003-01223 DUNTON FAMILY REAL ESTATE TRUST
BROOKLINE Unnamed Stream

COMPLETE NOTIFICATION:
Brookline Tax Map G, Lot# 44

2003-01224 SCHULTZ, FRED
LEE Unnamed Stream

COMPLETE NOTIFICATION:
Lee Tax Map 18, Lot# 11

2003-01237 PLACEY, LANDON & LISSETTE
STEWARTSTOWN Unnamed Stream

COMPLETE NOTIFICATION:
Stewartstown Tax Map 8, Lot# 6

COMPLIANCE

1997-01179 STOWELL, DWIGHT
SUNAPEE Lake Sunapee

Requested Action:
Retain the repair of a 38' x 4'9" pier and a 22' x 4'9" pier connected by a 10' x 18' walkway in a "U" configuration supported by five

4'9" x 4'9" cribs on an average of 30 feet of frontage on Sunapee Lake, Sunapee

Conservation Commission/Staff Comments:

Conservation Commission on April 24, 2003, approved the project, and stated the floating dock and associated ramp has been removed as requested by DES.

APPROVE AFTER THE FACT:

Retain the repair of a 38' x 4'9" pier and a 22' x 4'9" pier connected by a 10' x 18' walkway in a "U" configuration supported by five 4'9" x 4'9" cribs on an average of 30 feet of frontage on Sunapee Lake, Sunapee

With Conditions:

1. Repair shall maintain existing size, location and configuration.
2. This permit shall not preclude the Department of Environmental Services (DES) from taking any enforcement action or revocation action if the DES later determines that these "existing structures" were not previously permitted or grandfathered.

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.

EXPEDITED MINIMUM

2001-00305 FURNEE, HERBERT
GILFORD Unnamed Wetland

Requested Action:

Request for permit amendment to allow driveway construction prior to restoration work being complete.

APPROVE AMENDMENT:

Dredge and fill approximately 9,381 square feet of forested wetlands to provide access in the subdivision of 93.83 acres into 8 single family building lots.

With Conditions:

1. All work shall be in accordance with plans by Turning Point Land Surveyors dated March 15, 2003, as received by the Department on March 21, 2003.
2. This permit is contingent on approval by the DES Site Specific Program.
3. This permit is contingent on approval by the DES Subsurface Systems Bureau.
4. Restoration activities required by Administrative Order by Consent WD-03-012 issued on March 28, 2003, shall be done concurrently with this permit.
5. There shall be no further alteration of wetlands for lot development, driveways, culverts, or for septic setback.
6. The deed which accompanies the sales transaction for each of the lots in this subdivision shall contain condition #5 of this approval.
7. This permit shall not be effective until it has been recorded with the Belknap County Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau.
8. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
9. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction,

and shall remain until the area is stabilized.

10. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands or onto abutting property boundaries.

11. Work shall be done during low flow.

12. Proper headwalls shall be constructed within seven days of culvert installation.

13. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

Reaffirm findings 1 through 7 of the May 25, 2003 Amendment Approval and add the finding:

8. The permitted crossing is required to access the final deposition site of dredge spoils removed as part of the restoration required by Administrative Order by Consent WD-03-012.

2003-00092 PAMPANIN, MICHAEL
MOULTONBOROUGH Unnamed Wetland

Requested Action:

Dredge and fill a total of 882 square feet of forested wetland to redirect drainage away from a proposed house lot impacting 640 square feet of forested wetlands, install 25 feet of 18 inch diameter CMP culvert and associated fill for access to a single family home impacting 242 square feet of drainage ditch.

Conservation Commission/Staff Comments:

The Moultonborough Conservation Commission signed this minimum impact expedited permit application.

APPROVE PERMIT:

Dredge and fill a total of 882 square feet of forested wetland to redirect drainage away from a proposed house lot impacting 640 square feet of forested wetlands, install 25 feet of 18 inch diameter CMP culvert and associated fill for access to a single family home impacting 242 square feet of drainage ditch.

With Conditions:

1. All work shall be in accordance with plans by Eckman Engineering, LLC, dated December 27, 2002, and revised through May 28, 2003 as received by the Department on May 30, 2003, 2003.

2. This permit is contingent on approval by the DES Subsurface Systems Bureau.

3. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.

4. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.

5. Work shall be done during no flow.

6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence must be removed once the area is stabilized.

7. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.

8. Proper headwalls shall be constructed within seven days of culvert installation.

9. Culvert outlets shall be properly rip rapped.

10. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

11. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(f), alteration of less than 3,000 square feet of swamp, and Administrative Rule Wt 303.04(z), installation of a culvert and associated fill for vehicular access to a single family building lot.
2. The applicant stated in the application that the wetland area that will be dredged to redirect drainage away from the proposed building lot is not a natural wetland. This wetland was created because the drainage ditch downslope of the wetland area was blocked, causing water to impound on the applicant's property where hard pan soils reduced the infiltration speed.

2003-00832 OUELLETTE, JAY
TWIN MOUNTAIN Man-made Pond

Requested Action:

Maintenance dredge 2,200 square feet of a man-made pond.

Conservation Commission/Staff Comments:

Digitized from tax map.

APPROVE PERMIT:

Maintenance dredge 2,200 square feet of a man-made pond.

With Conditions:

1. All work shall be in accordance with plans by Jay Ouellette dated May 6, 2003, as received by the Department on May 12, 2003.
2. Work shall be done during dry conditions.
3. Appropriate siltation/erosion/turbidity controls, including a haybale checkdam installed at the pond outflow, shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
5. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. At least 10% of the emergent vegetation in the pond shall not be removed.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(k), maintenance dredge 2,200 square feet of a man-made pond.

2003-01087 BRIDEAU, ANNE
BARRINGTON Man-made Pond

Requested Action:

Maintenance dredge approximately 8,000 square feet of an existing man-made pond to remove accumulated debris, sediment and aquatic weeds.

APPROVE PERMIT:

Maintenance dredge approximately 8,000 square feet of an existing man-made pond to remove accumulated debris, sediment and aquatic weeds.

With Conditions:

1. All work shall be in accordance with septic and site plans by William McGee dated 1992, as received by the Department on 6/4/03.
2. Work shall be conducted during low flow conditions.

3. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on wetlands.
4. Appropriate erosion, siltation and turbidity controls shall be installed prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. This permit does not allow for enlargement of the existing man-made pond.
6. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
7. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
8. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
9. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.

With Findings:

1. This is a minimum impact project per Administrative Rule Wt 303.04(k), maintenance dredge of an existing manmade pond to restore it to its originally permitted conditions and functions.
2. In 1992, the applicant received a permit from the Wetlands Board (Permit No. 92-0389) to construct the pond.
3. The need for the proposed impacts has been demonstrated by the applicant per Wt 302.01.
4. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Wt 302.03.
5. The applicant has demonstrated by plan and example that each factor listed in Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.

2003-01107

LUCIER, EDWARD

SULLIVAN Ditch

Requested Action:

Maintenance dredge approximately 90 linear feet of a drainage ditch extending from NHDOT right-of way

Conservation Commission/Staff Comments:

Conservation Commission signed the minimum expedited application.

APPROVE PERMIT:

Maintenance dredge approximately 90 linear feet of a drainage ditch extending from NHDOT right-of way

With Conditions:

1. All work shall be in accordance with plans by the applicant dated, as received by the Department on June 6, 2003.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Additional expedited minimum impact applications shall be accepted for the subject property for a period of 12 months only if the applicant demonstrates by plan that the additional project(s) are wholly unrelated or separate from the original application and when considered with the original application are not classified as minor or major.
4. The applicant shall notify the NHDES Wetlands Bureau and the Sullivan Conservation Commission of their intention to commence construction no less than five (5) business days prior to the commencement of construction.
5. Work shall be done during low flow.
6. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
7. Dredged material shall be placed out of any area that is within the jurisdiction of the DES Wetlands Bureau.
8. Work authorized shall be carried out such that discharges shall be avoided in spawning or nursery areas during spawning

- seasons, and impacts to such areas shall be avoided or minimized to the maximum extent practicable during all times of the year.
9. Work shall be carried out in a time and manner such that disturbance to migratory waterfowl breeding and nesting areas shall be avoided.
10. No fill shall be done to achieve septic setback and no dredging shall take place that would contradict the DES Subsurface Systems Bureau rules.
11. No fill shall be done for lot development.
12. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

With Findings:

1. This project is classified as a minimum impact project per Rule Wt 303.04(v), repair of existing structures with no change in size, location or configuration.
2. DES has determined this project will not have an adverse effect on the environment.
3. This project will be an extension of work previously conducted in the NHDOT right-of-way.

TRAILS NOTIFICATION

2003-01005 RANDOLPH, TOWN OF
RANDOLPH Unnamed Stream

COMPLETE NOTIFICATION:
Randolph Tax Map 5, Lot# 12

SEASONAL DOCK NOTIFICATIO

2003-01242 GILES, TODD
FREEDOM Berry Bay

COMPLETE NOTIFICATION:
Freedom Tax Map 43, Lot# 3 Berry Bay

2003-01243 KIDDER REVOC TRUST, SUSAN
WEST FRANKLIN Webster Lake

COMPLETE NOTIFICATION:
West Franklin Tax Map 32, Lot# 404 Webster Lake

2003-01269 DESCHENEAUX, KRISTIN
MERRIMACK Horseshoe Pond

COMPLETE NOTIFICATION:
Merrimack Tax Map 4D, Lot# 3 Horseshoe Pond

2003-01270 MOORE, STEVEN
EAST WAKEFIELD Balch Lake

COMPLETE NOTIFICATION:
East Wakefield Tax Map 42, Lot# 32-15 Balch Lake

2003-01297 RODRIGUES, MICHAEL
WEBSTER Pillsbury Lake

COMPLETE NOTIFICATION:
Webster Tax Map 10, Lot# 22-23 Pillsbury Lake

2003-01298 KREHBIEL, CHERYL
NORTHFIELD Sandogardy Pond

COMPLETE NOTIFICATION:
Northfield Tax Map R8, Lot# 48 Sandogardy Pond

2003-01300 POLEWARCZYK, BRIAN
STRAFFORD Bow Lake

COMPLETE NOTIFICATION:
Strafford Tax Map 23, Lot# 63-8 Bow Lake

ROADWAY MAINTENANCE NOTIF

2003-01271 ROBINSON, WAYNE
BRENTWOOD Ditch